

BILL NO. G-68-08-16

GENERAL ORDINANCE NO. G-40-68

AN ORDINANCE amending the Zoning Ordinance with respect to private ways in multi-family residential developments.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Subsection (33) of Section 3 of Ordinance 2836 as amended by Ordinance No. G-93 and appearing as subsection (33) of Section 3 of Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, 1959 Edition, is amended to read as follows:

(33) Lot - A parcel, tract, or area of land, it may be a single parcel separately described in a deed or plat which is recorded in the office of the County Recorder; it may be a part of a single parcel described in a deed or plat which is recorded in the office of the County Recorder, provided the part to be used is adequate in size to meet all yard requirements of the zoning ordinance; or it may include parts of a combination of such parcels when adjacent to one another and used as one. In determining lot area and boundary lines, no part thereof within the limits of the street or any private access serving more than one main building shall be included.

SECTION 2. A new paragraph (h) to read as follows is inserted in Section 16 B (5) relating to RB and RA Zones as it appears in Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, 1959 Edition:

(h) All parking spaces on existing or proposed street right of way shall be for parallel parking only.

and the present paragraph (h) is re-designated as paragraph (j).

SECTION 3. A new paragraph (i) to read as follows is inserted in Section 16 B (6) relating to R3 districts as it appears in Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, 1959 Edition:

(i) All parking spaces on existing or proposed street right of way shall be for parallel parking only.

and the present paragraph (i) is re-designated as paragraph (k).

SECTION 4. A new clause (1) to read as follows is hereby added to subsection (5) of Section 16 B of Ordinance 2836 as amended, appearing as subsection (6) of Section 16 B of Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, 1959 Edition:

(1) All improvements of which the maintenance would become the responsibility of the City of Fort Wayne in the event of Subdivision shall meet the requirements of the Subdivision Control Ordinance appearing as Chapter 28 A of this Code, and the specifications of the Fort Wayne Board of Public Works.

SECTION 5. This Ordinance shall become effective upon its passage by the Council, approval by the Mayor, and publication as required by law.

Celia Ann Fay

APPROVED AS TO FORM
AND LEGALITY, _____

[Signature]
CITY ATTORNEY

RESOLUTION OF ZONING ORDINANCE TEXT AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 13, 1968, referred a proposed zoning text amendment to the City Plan Commission which proposed ordinance was designated as Bill No. G-68-08-16; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

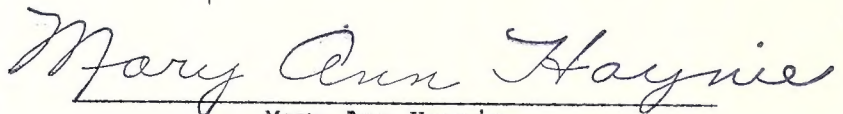
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on September 16, 1968;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Text of the Zoning Ordinance to be amended and the amendment will be in the best interest of and benefit to the City of Fort Wayne;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held September 23, 1968.

Certified and signed this
26th day of September 1968.



Mary Ann Haynie
Secretary

[Handwritten scribble]

Bill No. G-68-08-16

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending the Zoning Ordinance with respect to private ways in multi-family
residential developments,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

PHIL A. STEIGERWALD, Chairman

CELIA ANN FAY, Vice-Chairman

THOMAS G. ADAMS

JOHN H. ROBINSON

EDWIN J. ROUSSEAU

[Handwritten signatures: Phil Steigerwald, Celia Ann Fay, Thomas G. Adams, John H. Robinson, Edwin J. Rousseau]

CONCURRED IN
DATE 10-27-67 FUAD G. BONAHOOM, CITY CLERK

Read the first time in full and on motion by Fay seconded by
Adams and duly adopted, read the second time by title and referred
to the (Committee on) Regulations (and to the City Planning
Commission for recommendation) (and Public Hearing to be held after due legal notice,
~~at the Council Chambers, City Hall, Fort Wayne, Indiana, on~~
~~the~~ _____ day of _____ 196____, at _____ o'clock
~~P.M., E.S.T.~~

Date: 8-13-68

Luad G. Bonachoom
City Clerk

Read the third time in full and on motion by Fay
seconded by Geake and duly adopted, placed on its passage.

Passed (~~LOST~~) by the following vote:

AYES	<u>7</u>	NAYS	<u>0</u>	ABSTAINED	____	ABSENT	<u>2</u>	to-wit:
Adams	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Dunifon	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Fay	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Geake	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Nuckols	_____	_____	_____	_____	_____	_____	_____	
Robinson	_____	_____	_____	_____	_____	_____	_____	
Rousseau	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Steigerwald	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Tipton	<u>✓</u>	_____	_____	_____	_____	_____	_____	

Date 10-22-68

Luad G. Bonachoom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
(~~Zoning Map~~)(~~General~~)(~~Annexation~~)(~~Special~~)(~~Appropriation~~) Ordinance (Resolution) No. 940-68
on the 22nd day of Oct-, 1968.

ATTEST: (SEAL)

Luad G. Bonachoom
City Clerk

Jack R. Dunifon
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day
of Oct-, 1968 at the hour of 10:00 o'clock A.M.,E.S.T.

Luad G. Bonachoom
City Clerk

Approved and signed by me this 23rd day of October, 1968
at the hour of 10:17 o'clock A.M.,E.S.T.

Harold S. Zeis
Mayor

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)	
— number of equivalent lines	
Head number of lines	
Body number of lines	125
Tail number of lines	1
Total number of lines in notice	126

COMPUTATION OF CHARGES

126 lines, columns wide equals equivalent lines at .288¢ cents per line \$ 36.29

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM \$ 36.29

DATA FOR COMPUTING COST

Width of single column 11 ems Size of type 5½ point

Number of insertions 2 Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date November 12, 1968

Title CLERK

Legal Notices

Notice is hereby given that on the 22nd day of October, 1968, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following

Approved and signed by me this 23rd day of October, 1968, at the hour of 10:17 o'clock A.M., E.S.T.

Harold S. Zels, Mayor.
I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of General Ordinance No. G-40-68 passed by the Common Council on the 22nd day of October 1968, and that said Ordinance was duly signed, and approved by the Mayor on the 23rd day of October, 1968, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 23rd day of October, 1968.

Fuad G. Bonahoom, City Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE
a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

November 1, 1968

November 8, 1968

Arvilla DeWald

Subscribed and sworn to before me this 12th day of November 1968

Edith Stapleton

TOTAL AMOUNT OF CLAIM

\$ 36.29

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla De Wald

Date November 12, 1968

Title CLERK

Legal Notices

Notice is hereby given that on the 22nd day of October, 1968, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following General Ordinance, to-wit:
Bill No. G-68-08-16

GENERAL ORDINANCE NO. G-40-68
A ORDINANCE amending the Zoning Ordinance with respect to private ways in multi-family residential developments.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Subsection (33) of Section 3 of Ordinance 2836 as amended by Ordinance No. G-93 and appearing as subsection (33) of Section 3 of Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, 1959 Edition, is amended to read as follows:

(33) Lot — A parcel, tract, or area of land, it may be a single parcel separately described in a deed or plat which is recorded in the office of the County Recorder; it may be a part of a single parcel described in a deed or plat which is recorded in the office of the County Recorder, provided the part to be used is adequate in size to meet all yard requirements of the zoning ordinance; or it may include parts of a combination of such parcels when adjacent to one another and used as one. In determining lot area and boundary lines, no part thereof within the limits of the street or any private access serving more than one main building shall be included.

SECTION 2. A new paragraph (h) to read as follows is inserted in Section 16B (5) relating to RB and RA Zones as it appears in Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, 1959 Edition:

(h) All parking spaces on existing or proposed street right of way shall be for parallel parking only.
and the present paragraph (h) is re-designated as paragraph (i).

SECTION 3. A new paragraph (i) to read as follows is inserted in Section 16B (6) relating to R3 Districts as it appears in Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, 1959 Edition:

(i) All parking spaces on existing or proposed street right of way shall be for parallel parking only.
and the present paragraph (i) is re-designated as paragraph (k).

SECTION 4. A new clause (1) to read as follows is hereby added to subsection (5) of Section 16B of Ordinance 2836 as amended, appearing as subsection (6) of Section 16 B of Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, 1959 Edition:

(1) All improvements of which the maintenance would become the responsibility of the City of Fort Wayne in the event of Subdivision shall meet the requirements of the Subdivision Control Ordinance appearing as Chapter 28 of A of this Code, and the specifications of the Fort Wayne Board of Public Works.

SECTION 5. This Ordinance shall become effective upon its passage by the Council, approval by the Mayor, and publication as required by law.

Celia Ann Fay, Coucliman

Read the third time in full and on motion by Fay seconded by Geake and duly adopted, placed on its passage. Passed by the following vote:

Aye, seven
Adams, Dunifon, Fay, Geake, Rousseau, Steigerwald, Tipton.

Nays, none
Absent two, to-wit: Councilmen Nuckols and Robinson.

Fuad G. Bonahoom, City Clerk

Date: 10-22-68

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-40-68 on the 22nd day of October, 1968.

ATTEST: (SEAL)

Jack K. Dunifon, Presiding Officer
Fuad G. Bonahoom, City Clerk

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of October, 1968 at the hour of 10:00 o'clock A.M., E.S.T.

Fuad G. Bonahoom, City Clerk

Approved and signed by me this 23rd day of October, 1968, at the hour of 10:17 o'clock A.M., E.S.T.

Harold S. Zeis, Mayor.
I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of General Ordinance No. G-40-68 passed by the Common Council on the 22nd day of October 1968, and that said Ordinance was duly signed, and approved by the Mayor on the 23rd day of October, 1968, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 23rd day of October, 1968.

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

November 1, 1968

November 8, 1968

Subscribed and sworn to before me this 12th day of November 19 68

Edith Stapleton
Notary Public

My commission expires March 8, 1970

Common Council, City of Ft. Wayne
(Governmental Unit)

To.....NEWS-SENTINEL.....Dr.

Allen.....County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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Charge for extra proofs of publication (50 cents for each proof in excess of two)	_____
TOTAL AMOUNT OF CLAIM	\$ 36.29

DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type 5½ point
Number of insertions 2	Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

A. M. Hostman

Date November 12, 1968

Title Clerk

Notice is hereby given that on the 22nd day of October, 1968, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following General Ordinance, to-wit:
Ord. No. G-40-68
day of October, 1968, at the hour of 10:17 o'clock A.M., E.S.T.
Harold S. Zeis, Mayor.
I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of General Ordinance No. G-40-68 passed by the Common Council on the 22nd day of October, 1968, and that said Ordinance was duly signed, and approved by the Mayor on the 23rd day of October, 1968, and now remains on file and on record in my office.
WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 23rd day of October, 1968.
Fuad G. Bonahoom, City Clerk
11-18

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
Allen County }
Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman who, being duly sworn, says that She is Clerk of the NEWS-SENTINEL DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

November 1, 1968

November 8, 1968

A. M. Hostman

Subscribed and sworn to before me this 12th day of November 1968

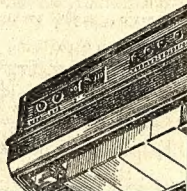
Edith Stapleton

Notary Public

March 8, 1970

My commission expires

WITH THE BEAUTIFUL
YOUR TRIP AWAY...
AROUND YOU!



Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

A. M. HostmanDate November 12, 1968Title Clerk

Notice is hereby given that on the 22nd day of October, 1968, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following General ordinance, to-wit:
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and the present paragraph (h) is redesignated as paragraph (i).

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(i) All parking spaces on existing or proposed street right of way shall be for parallel parking only.

and the present paragraph (i) is redesignated as paragraph (k).

SECTION 4. A new clause (1) to read as follows is hereby added to subsection (5) of Section 16B of Ordinance 2836 as amended, appearing as subsection (6) of Section 16 B of Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946, 1959 Edition:

(1) All improvements of which the maintenance would become the responsibility of the City of Fort Wayne in the event of Subdivision shall meet the requirements of the Subdivision Control Ordinance appearing as Chapter 28 of A of this Code, and the specifications of the Fort Wayne Board of Public Works.

SECTION 5. This Ordinance shall become effective upon its passage by the Council, approval by the Mayor, and publication as required by law.

Celia Ann Fay, Councilman
Read the third time in full and on motion by Fay seconded by Geake and duly adopted, placed on its passage. Passed by the following vote:

Aye, seven
Adams, Dunifon, Fay, Geake, Rousseau, Steigerwald, Tipton.

Nays, none
Absent two, to-wit: Councilmen Nuckols and Robinson.

Fuad G. Bonahoom, City Clerk
Date: 10-22-68

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-40-68 on the 22nd day of October, 1968.

ATTEST: (SEAL)
Jack K. Dunifon, Presiding Officer
Fuad G. Bonahoom, City Clerk

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of October, 1968 at the hour of 10:00 o'clock A.M., E.S.T.

Fuad G. Bonahoom, City Clerk
Approved and signed by me this 23rd day of October, 1968, at the hour of 10:17 o'clock A.M., E.S.T.

Harold S. Zels, Mayor.

I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of General Ordinance No. G-40-68 passed by the Common Council on the 22nd day of October 1968, and that said Ordinance was duly signed, and approved by the Mayor on the 23rd day of October, 1968, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 23rd day of October, 1968.

Fuad G. Bonahoom, City Clerk

11 1-8

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman who, being duly sworn, says that She is Clerk of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

November 1, 1968November 8, 1968

Subscribed and sworn to before me this 12th day of November 1968

Edith Stapleton

Notary Public

My commission expires March 8, 1970